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Attorney Docket No: 22596-531

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Jiang *et al.*  
SERIAL NO.: 09/975,776 EXAMINER: Frederick F. Kras  
FILING DATE: October 10, 2001 ART UNIT: 1614  
FOR: PHARMACEUTICAL COMPOSITIONS CONTAINING  $\beta$ -LAPACHONE, OR  
DERIVATIVES OR ANALOGS THEREOF, AND METHODS OF USING  
SAME

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450

RESPONSE TO REQUIREMENT FOR RESTRICTION

This paper is in response to the April 18, 2003 Restriction Requirement (Paper No. 10).

A response is due on or before June 18, 2003, with one-month extension. A check in the amount of \$55.00 is enclosed to cover the petition fee for a one-month extension of time pursuant to 37 C.F.R. § 1.17(a)(1). Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 22596-531).

Remarks

In response to the Restriction Requirement dated April 18, 2003, Applicants provisionally elect the invention of **Group I** (claims 1-25, 28-30, 138-144, 153, 180-182, 186-190, 194-198, 202 and 203), drawn to beta-lapachone compositions, classified in class 424, subclass 450 plus, with traverse. Applicants reserve the right to prosecute the non-elected claims in one or more continuing applications and also respectfully reserve the right to traverse the Examiner's requirement of a restriction in a future response to the U.S. Patent and Trademark Office.

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